

HOUSE COMMITTEE OF REFERENCE AMENDMENT
Committee on Appropriations.

HB22-1217 be amended as follows:

1 Amend the Judiciary Committee Report, dated February 22, 2022, page
2 1, line 4, strike "(9)(d.5)" and substitute "(8) introductory portion,
3 (8)(a.5), (11), and (12)".

4 Page 1 of the report, strike lines 5 through 15 and substitute:

5 **"18-13-111. Purchases of commodity metals - violations -
6 commodity metals theft task force - creation - composition - reports
7 - legislative declaration - definitions - repeal.** (8) For the purposes of
8 AS USED IN this section, unless the context otherwise requires:

9 (a.5) "APPLICABLE FACILITY" MEANS DEALERS, OWNERS, KEEPERS,
10 OR PROPRIETORS OF A JUNK SHOP, JUNK STORE, SALVAGE YARD, OR OTHER
11 SECONDHAND PROPERTY.

12 (11) (a) THE COLORADO STATE PATROL SHALL DEVELOP AN
13 ASSESSMENT REPORT FOR APPLICABLE FACILITIES TO IDENTIFY THE LEVEL
14 OF CONFORMANCE WITH THE PROVISIONS OF SUBSECTIONS (1) TO (4) OF
15 THIS SECTION.

16 (b) ON OR BEFORE JULY 1, 2023, AND EACH JULY 1 THEREAFTER,
17 THE COLORADO STATE PATROL SHALL DISTRIBUTE AND MAKE AVAILABLE
18 AN ASSESSMENT REPORT FOR ALL APPLICABLE FACILITIES. THE
19 ASSESSMENT REPORT MUST ENCOURAGE VOLUNTARY COMPLIANCE AND
20 PROVIDE EDUCATION TO APPLICABLE FACILITIES ON THE REQUIREMENTS
21 OF THIS SECTION. IF AN APPLICABLE FACILITY DOES NOT COMPLY WITH THE
22 ASSESSMENT REPORTING REQUIREMENTS DESCRIBED IN THIS SECTION, THE
23 COLORADO STATE PATROL MAY PROMPT A LAW ENFORCEMENT
24 INSPECTION. THE ASSESSMENT REPORT MUST INCLUDE, AT A MINIMUM:

25 (I) APPLICABLE FACILITY INFORMATION, SUCH AS THE TYPE OF
26 FACILITY, NAME, PHYSICAL ADDRESS, MAILING ADDRESS, BUSINESS
27 CONTACT NAME, AND CONTACT INFORMATION;

28 (II) PURCHASES OF COMMODITY METALS INFORMATION, TO
29 INCLUDE THE TYPE OF BOOK OR REGISTER USED, FORMS OF SELLER
30 IDENTITY VERIFICATION, SELLER DOCUMENTATION USED IN THE BOOK OR
31 REGISTER, WHETHER THE BOOK OR REGISTER PROVIDES FOR THE DATE AND
32 PLACE OF PURCHASE, DESCRIPTION AND QUANTITY AND AVAILABILITY OR
33 ACTUAL INSPECTION BY A PEACE OFFICER; AND

34 (III) APPLICABLE FACILITY RECORDING OF COMMODITY METAL
35 TRANSACTIONS, TO INCLUDE THE TYPE OF METAL COMMODITY
36 TRANSACTION, USE OF AND EMPLOYEE TRAINING ON THE SCRAP THEFT
37 ALERT SYSTEM, MAINTENANCE OF SCRAP THEFT ALERTS, PAYMENT FORMS
38 TO SELLER, AND FORM OF RECORDS KEPT, INCLUDING DIGITAL,
39 PHOTOGRAPHIC, VIDEO, OR OTHER RECORDS;

1 (c) ON OR BEFORE AUGUST 1, 2023, AND EACH AUGUST 1
2 THEREAFTER, EVERY APPLICABLE FACILITY SHALL COMPLETE AND SUBMIT
3 THE ASSESSMENT REPORT TO THE COLORADO STATE PATROL.

4 (d) ON OR BEFORE DECEMBER 1, 2023, AND EACH DECEMBER 1
5 THEREAFTER, THE COLORADO STATE PATROL SHALL PROVIDE A SUMMARY
6 OF THE ASSESSMENT REPORTS TO THE TASK FORCE AND THE TASK FORCE
7 SHALL CONSIDER THE REPORT AT A MEETING REQUIRED BY SUBSECTION
8 (9)(c) OF THIS SECTION.

9 (12) (a) THE COLORADO STATE PATROL SHALL DEVELOP AN
10 INSPECTION FORM FOR USE BY STATE, COUNTY, AND LOCAL AUTHORITIES
11 TO USE WHEN INSPECTING APPLICABLE FACILITIES TO PROVIDE STATEWIDE
12 DOCUMENTATION, CONSISTENT WITH THE PROVISIONS IN SUBSECTIONS (1)
13 TO (4) OF THIS SECTION. THE INSPECTION FORM MUST INCLUDE ELEMENTS
14 CONTAINED IN THE ASSESSMENT REPORT, BUT MAY FURTHER PROVIDE
15 INFORMATION TO BE USED IN CRIMINAL INVESTIGATIONS.

16 (b) THE COLORADO STATE PATROL SHALL PROVIDE STANDARDIZED
17 TRAINING FOR USE BY LAW ENFORCEMENT AGENCIES IN CONDUCTING
18 INSPECTIONS. THIS TRAINING MAY BE IN PERSON, VIA VIDEO, OR USING A
19 WRITTEN MANUAL.

20 (c) UPON COMPLETION OF A LAW ENFORCEMENT INSPECTION, THE
21 LAW ENFORCEMENT AGENCY SHALL SUBMIT A COPY OF THE INSPECTION
22 FORM TO THE COLORADO STATE PATROL WITHIN TWO WEEKS AFTER
23 COMPLETING THE INSPECTION.

24 (d) THE COLORADO STATE PATROL SHALL PROVIDE A SUMMARY
25 REPORT OF ALL STATEWIDE INSPECTIONS TO THE TASK FORCE AND THE
26 TASK FORCE SHALL CONSIDER THE REPORT AT A MEETING REQUIRED BY
27 SUBSECTION (9)(c) OF THIS SECTION.

28 Page 4, line 7, strike "AND".

29 Page 4, strike line 9 and substitute "RECIPIENTS; AND".

30 Page 4, after line 25 insert:

31 "(c) TO ENSURE FULL BENEFITS AND ACCESS, THE DEPARTMENT
32 SHALL MAKE GRANTS ON A CRITERIA-BASED APPORTIONMENT BASIS TO
33 TARGETED INITIATIVES, INCLUDING TWENTY PERCENT TO VICTIMS,
34 TWENTY PERCENT TO PREVENTION, TWENTY-FIVE PERCENT TO BUSINESS
35 IMPACTS, TWENTY-FIVE PERCENT TO ENFORCEMENT AND THE REMAINING
36 TEN PERCENT FOR ADMINISTRATIVE COSTS. THESE APPORTIONMENTS MAY
37 BE SUBJECT TO MODIFICATION BASED ON THE LIMITED NUMBER OF
38 APPLICANTS OR QUALIFIED OR APPROVED APPLICATIONS IN SPECIFIC
39 INITIATIVES.".

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